

ARKANSAS DEPARTMENT OF EDUCATION
AMENDING ADMINISTRATIVE REGULATION

NUMBER: ADE 129

TITLE: Emergency Amendments to Rules and Regulations
Governing the Certification Laws and Regulations for
Reciprocity

EFFECTIVE DATE: May 14, 2001

STATUTORY AUTHORITY: Ark. Code Ann. §6-11-105 (Repl. 1999) and §
25-15-204 (Supp. 1999)

NECESSITY AND FUNCTION: To amend selected sections of the Rules and
Regulations Governing Certification Laws and
Regulations dealing with licensure reciprocity
for individuals who hold a valid teaching
license from another state and/or country.

PAGES FILED: ADE 129-1 through ADE 129-2

Raymond Simon, Director
Arkansas Department of Education

PROMULGATION DATE: May 14, 2001

CONTACT PERSON: Ron Tolson
#4 Capitol Mall, Room 107-B
Little Rock, AR 72201
501-682-4342

QUESTIONNAIRE FOR FILING PROPOSED RULES AND REGULATIONS
WITH THE ARKANSAS LEGISLATIVE COUNCIL AND JOINT INTERIM
COMMITTEE

DEPARTMENT/AGENCY Arkansas Department of Education
DIVISION Accountability/Professional Licensure
DIVISION DIRECTOR Dr. Charity Smith, Asst. Director
CONTACT PERSON Ron Tolson, Coordinator, Professional Licensure
ADDRESS #4 Capitol Mall, Room 107-B, Little Rock, AR 72201
PHONE NO. 501-682-4342 FAX NO. _____

INSTRUCTIONS

- A. Please make copies of this form for future use.
- B. Please answer each question completely using layman terms. You may use additional sheets, if necessary.
- C. If you have a method of indexing your rules, please give the proposed citation after Short Title of this Rule below.
- D. Submit two (2) copies of this questionnaire attached to the front of two (2) copies of your proposed rule and mail or deliver to:

Donna K. Davis
Subcommittee on Administrative Rules and Regulations
Arkansas Legislative Council
Bureau of Legislative Research
Room 315, State Capitol
Little Rock, AR 72201

1. What is the short title of this rule? *Emergency Rules & Regulations Governing Certification Laws & Regulations for Reciprocity*

2. What is the subject of the proposed rule? *New rules and regulations for implementing new board adopted policy for teacher reciprocity*

3. Is this rule required to comply with federal statute or regulations?
Yes _____ No X _____

If yes, please provide the federal regulation and/or statute citation.

4. Was this rule filed under the emergency provisions of the Administrative Procedures Act? Yes X _____ No _____

If yes, what is the effective date of the emergency rule?

When does the emergency rule expire? September 10, 2001

Will this emergency rule be promulgated under the regular provisions of the Administrative Procedure Act? Yes X _____ No _____

5. Is this a new rule? Yes _____ No X _____
Does this repeal an existing rule? Yes _____ No X _____
If yes, please provide a copy of the repealed rule.
Is this an amendment to an existing rule? If yes, please attach a markup showing the changes in the existing rule and a summary of the substantive changes.
6. What state law grants the authority for this proposed rule? If codified, please give Arkansas Code citation. *Ark. Code Ann. § 6-11-105 (Repl. 1999) and § 25-15-204 (Supp. 1999)*
7. What is the purpose of this proposed rule? Why is it necessary? *This regulation is necessary in order to implement new State Board of Education policy dealing with teacher reciprocity.*
8. Will a public hearing be held on this proposed rule? Yes _____ No X _____
If yes, please give the date, time, and place of the public hearing.
9. When does the public comment period expire?
10. What is the proposed effective date of this proposed rule? *May 14, 2001*
11. Do you expect this rule to be controversial? Yes _____ No X _____
If yes, please explain.
12. Please give the names of persons, groups, or organizations which you expect to comment on these rules. Please provide their position (for or against) if known.

None

PLEASE ANSWER ALL QUESTIONS COMPLETELY

July 28, 1995

DEPARTMENT Arkansas Department of Education
 DIVISION Accountability/Professional Licensure
 PERSON COMPLETING THIS STATEMENT Ron Tolson
 TELEPHONE NO. 501-682-4342 FAX NO. 501-682-4898

FINANCIAL IMPACT STATEMENT

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE *Emergency Rules and Regulations Governing Certification Rules and Regulations for Reciprocity*

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
 Yes _____ No X _____

2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain.

None

3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

<u>2001-02 Fiscal Year</u>	<u>2002-03 Fiscal Year</u>
General Revenue <u>N/A</u>	General Revenue <u>N/A</u>
Federal Funds _____	Federal Funds _____
Cash Funds _____	Cash Funds _____
Special Revenue _____	Special Revenue _____
Other _____	Other _____
Total _____	Total _____

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?

<u>2001-02 Fiscal Year</u>	<u>2002-03 Fiscal Year</u>
None, N/A	None, N/A

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

<u>2001-02 Fiscal Year</u>	<u>2002-03 Fiscal Year</u>
None	None

July 28, 1995

DEPARTMENT OF EDUCATION
FISCAL IMPACT STATEMENT
OF PROPOSED REGULATION
(In compliance with Acts 884 and 1253 of 1995)

Regulation Title: *Emergency Rules and Regulations Governing Certification Laws & Regulations for Reciprocity*

Summary Description of Regulatory Proposal: *These rules and regulations amend current rules and regulations and allow Professional Licensure to implement the most recent adopted policy on reciprocity by the State Board of Education.*

Cite Statutory Authority for this Regulatory Proposal:

- I. Fiscal Impact on the Department: (include whether impacts are non-recurring or recurring)
 - A. Resources Required - Personnel, equipment, office space. None
 - B. Time Required for Implementation. None
 - C. Procedural Changes. None
 - D. Other. None

- II. Fiscal Impact on Local School District or Others? (Include whether impacts are non-recurring or recurring)
 - A. Resources Required - Personnel, equipment, office space. None
 - B. Time Required for Implementation. None
 - C. Procedural Changes. None
 - D. Other. None

- III. Additional Comments. None

Prepared by: (Name) Ron Tolson
 (Title) Coordinator, Professional Licensure
 (Date) 5/17/01

**ARKANSAS DEPARTMENT OF EDUCATION EMERGENCY AMENDMENTS
TO RULES AND REGULATIONS GOVERNING
THE CERTIFICATION LAWS AND REGULATIONS
MAY 2001**

1.00 REGULATORY AUTHORITY

1.01 These regulations shall be known as the Arkansas Department of Education Emergency Amendments to Rules and Regulations Governing the Certification Laws and Regulations.

1.02 These regulations are enacted pursuant to the authority of the State Board of Education under Ark Code Ann. § 6-11-105 (Repl. 1999) and § 25-15-204 Supp. 1999.

2.00 PURPOSE

2.01 These regulations are enacted to amend selected sections of the Rules and Regulations Governing the Certification Laws and Regulations which Deal with licensure reciprocity for individual who hold a valid teaching License from another state and/or country.

3.00 Requirements: For Standard and Provisional Licensure by Reciprocity

3.01 Eligibility

Any applicant possessing a valid (unexpired) standard teaching license from another state or country.

3.02 General Requirements

3.02.1 Complete the application form, criminal background check process, and provide official transcripts indicating at least a Bachelor's degree (Master's degree when required) to the Office of Professional Licensure.

3.02.2 Hold or be eligible to hold a valid teaching license from another state or country. A copy of the valid out-of-state or documentation of eligibility to hold a standard out-of-state teaching license must be provided to the Office of Professional Licensure.

3.02.3 Any individual who holds a valid teaching license from another state, and who has graduated from a National Council for Accreditation of Teacher Education (NCATE) or regionally accredited institution of higher education or who holds certification from the National Board of Professional Teaching Standards (NBPTS), may make application to receive a standard Arkansas teaching license.

- 3.02.4** Any licensed teacher who has no teaching experience may apply to the Department of Education for mentoring support during the first year of teaching.
- 3.02.5** Any individual who holds a valid teaching license from another state, and who has not graduated from an NCATE, or regionally accredited institution of higher education, may make application to the Non-Traditional Licensure Program, where academic credentials and relevant life experiences will be evaluated.
- 3.02.6** Candidates from countries not included in the National Association of State Directors of Teacher Education and Certification (NASDTEC) agreements may make application for admission into the Non-Traditional Licensure Program.
- 3.02.7** Professional exams required for out-of-state or out-of-country teacher licensure may be accepted for Arkansas teacher licensure.
- 3.02.8** All out-of-country applicants must have their credentials evaluated by one of the private credential evaluation agencies located in the United States. The private evaluation agency must complete a course by course evaluation of the applicants transcript, indicate the applicants major area of study and document the applicants degree is equivalent to one that would have been completed at an institution of higher education in the United States. The private evaluation agency must also document that the professional preparation for teacher licensure out-of-country is equivalent to the preparation required for teacher licensure in the United States and the areas of teacher licensure represented by the out-of-country license.
- 3.02.9** Applicants from out-of-state or out-of-country with an expired license must have that license brought up to date by taking and passing the Praxis II Specialty Area Test for all areas of standard licensure and the Praxis II Principles of Learning and Teaching for the appropriate level of teacher licensure.
- 3.02.10** Out-of-state and out-of-country applicants for teacher licensure whose current license was granted without professional exams, must take and pass the Praxis II Specialty Area Test for all areas of standard licensure and the Praxis II Principles of Learning and Teaching for the appropriate level of teacher licensure. A one-year non-renewable, provisional teaching license will be available while the applicant clears the required testing.
- 3.02.11** All candidates with licensure endorsements from other states or countries with reciprocity agreements through NASDTEC will automatically receive the Arkansas equivalent endorsements